

### REMARKS

The Applicants do not believe that examination of the response contained herein will result in the introduction of new matter into the present application for invention. Therefore, the Applicant, respectfully, requests that this response be entered in and that the claims to the present application, kindly, be reconsidered.

The Advisory Action dated September 21, 2005 has been received and considered by the Applicants. The Advisory Action affirmed the rejection of claims 1-20.

The rejection contains a provisional obviousness-type double patenting rejection to Claims 1, 9 and 12 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 15 of U. S. Patent No. 6,778,826. The foregoing amendment to the claims has modified the independent claims to define subject matter for the portable communications device to be provided with a buffer for received messages. The Applicants, respectfully, submit that this amendment renders this provisional obviousness-type double patenting rejection moot.

The Advisory Action affirms the rejection of Claims 1, 2 and 9 under the provisions of 35 U.S.C. §102(a) as being anticipated by European Pub. No. EP 0 888 025 A2 by Amin (hereinafter referred to as Amin) for the reasons stated in the PCT International Search Report for International Application No. PCT/EPO1/04026. The rejection asserts that Amin discloses a profile database that contains data representative of a characteristic behavior of an associated user. The foregoing amendment to the claims has modified the independent claims to define subject matter for the portable communications device to be provided with a buffer for received messages. The Applicants, respectfully, submit that this amendment renders this rejection moot.

The Advisory Action affirms the rejection of Claims 1-5, 9, 11-16 and 20 under the provisions of 35 U.S.C. §103(a) as being unpatentable over Intl. Pub. No. WO 99/33293 by Dennis (hereinafter referred to as Dennis) in view of European Pub. No. EP 0944 002 by Bunney et al. (hereinafter referred to as Bunney et al.). The rejection asserts that Dennis teaches that the wireless device is communicating via the second network, and the second network is different from the first. The foregoing amendment to the claims has modified the independent claims to define subject matter for the portable communications device to be provided with a buffer for received messages. The Applicants, respectfully, submit that this amendment renders this

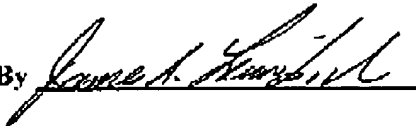
rejection moot. The Applicants, respectfully, submit that the amended claims are allowable over the combination of Dennis in view of Bunney et al.

The Advisory Action rejects Claims 6-8 and 10 under the provisions of 35 U.S.C. §103(a) as being unpatentable over Dennis in view of Bunney et al., and further in view of U.S. Pub. No. 2002/01220612 in the name of Martin et al. (hereinafter referred to as Martin et al.). The foregoing amendment to the claims has modified the independent claims to define subject matter for the portable communications device to be provided with a buffer for received messages. The Applicants, respectfully, submit that this amendment renders this rejection moot.

Applicant is not aware of any additional patents, publications, or other information not previously submitted to the Patent and Trademark Office which would be required under 37 C.F.R. 1.99.

In view of the foregoing amendment and remarks, the Applicant believes that the present application is in condition for allowance, with such allowance being, respectfully, requested.

Respectfully submitted,

By 

**James D. Leimbach**  
**Patent Attorney Reg. No. 34,374**

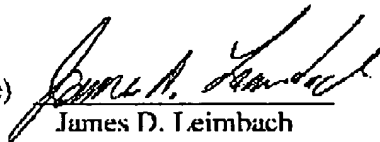
**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being transmitted on this date via facsimile transmission to (571) 272-8300 AND addressed to:  
Mail Stop: RCE  
COMMISSIONER OF PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Date of Transmission: January 24, 2006

(Signature)

By:

  
James D. Leimbach